

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

TOLEDO MACK SALES &
SERVICE, INC.,

Plaintiff,

v.

MACK TRUCKS, INC.

Defendant.

Civil Action No. 2:02-CV-04373-RLB

JURY TRIAL DEMANDED

MACK TRUCKS, INC.,

Counterclaim
Plaintiff,

v.

TOLEDO MACK SALES & SERVICE,
INC.,

Counterclaim
Defendant.

JURY TRIAL DEMANDED

ORDER

And now, on this ____ day of ____, 2006, upon consideration of Plaintiff/Counterclaim Defendant Toledo Mack Sales & Service, Inc.'s Renewed Motion for Summary Judgment, and Defendant/Counterclaim Plaintiff Mack Trucks, Inc.'s opposition thereto, it is hereby ORDERED that the Motion is DENIED with prejudice.

By: _____
Buckwalter, J.